

**Acknowledgment and  
Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

Ent 147024 Bk 209 Pg 339  
Date: 08-MAY-2008 12:03PM  
Fee: None  
Filed By: CB  
COLLEEN BRINKERHOFF, Recorder  
WAYNE COUNTY  
For: GOVERNOR OF STATE OF UTAH

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

**Know ye,** This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Wayne County as it pertains to the highway located in Wayne County known as ROAD to DON EDWARDS; County Road Number: 25A; State Geographic Information Database (SGID) Road Identification Number: RD280308. Total road length is 0.26 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the



Internet at <http://recorded2477roads.utah.gov>.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 23<sup>rd</sup> day of April, 2008.

By the Governor's Designee

  
\_\_\_\_\_  
John Harja


### CERTIFICATION

State of Utah                     )  
   : ss  
County of Salt Lake            )

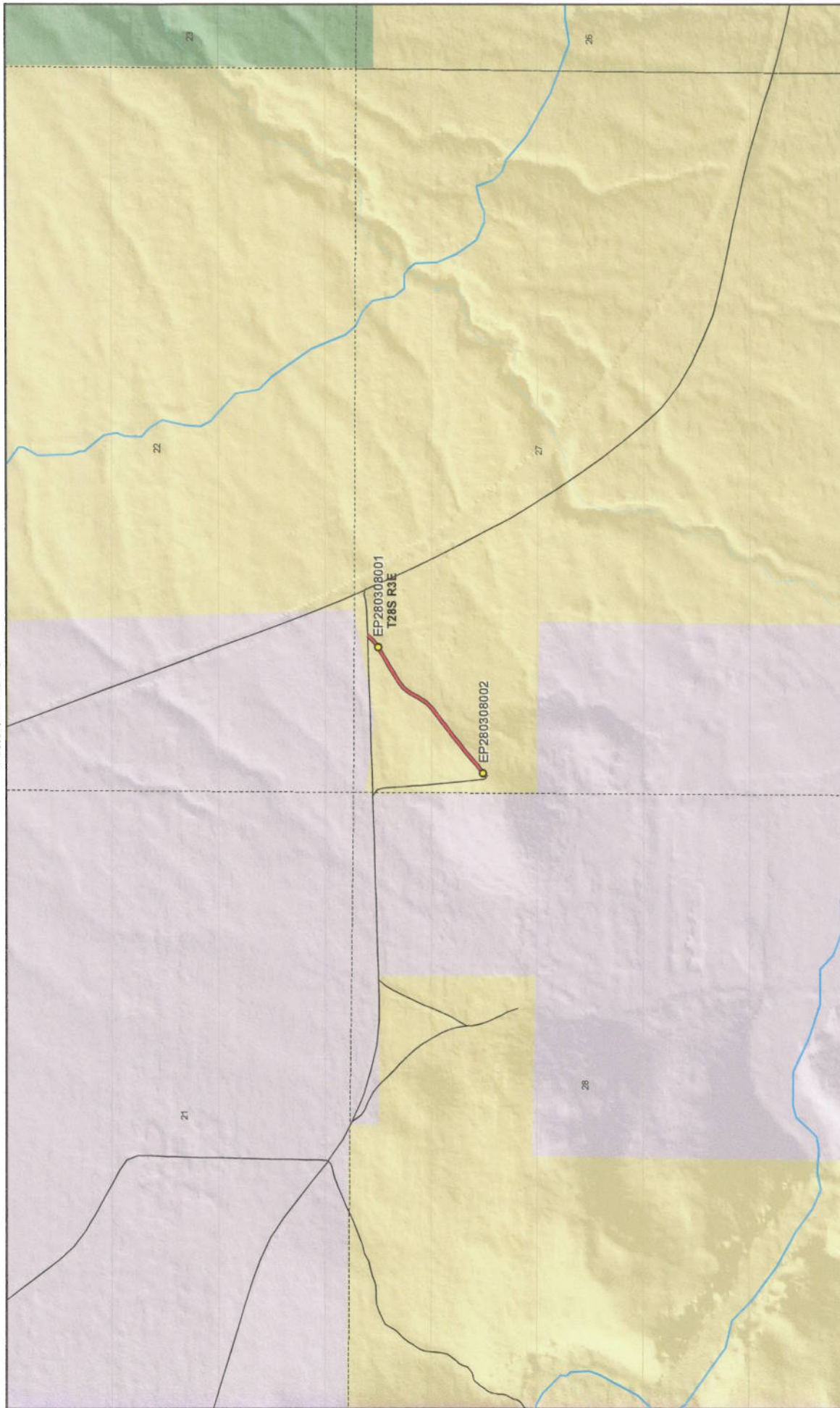
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 23<sup>rd</sup> day of April, 2008.




  
\_\_\_\_\_  
Notary Public






**ROAD to DON EDWARDS - Wayne County**  
**SGID RD\_ID RD280308**



1:11,633  
1 inch equals 0.2 miles



- Land Ownership Categories**

  - BLM
  - Private
  - SITLA, State Trust Land
  - USFS, National Forest
  - State Parks and Recreation
  - Tribal, Indian Reservation
  - NPS, National Park
- Transportation Network**

  - ROAD to DON EDWARDS
  - Other Roads
  - Title V Issued Or Under Consideration By BLM Or County
  - Photo Event Point
  - Section = 1 Mile
- Wilderness**

  - UDWR, Wildlife Reserve
  - DOD, Military
  - State Sovereign Land
  - National Recreation Area
  - USFWS, Natl. Wildlife Refuge

Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
Mar 21, 2008





Attachment 2



EP280308001



EP280308002

EP000000000

EP000000000

EP000000000

EP000000000

**ROAD to DON EDWARDS - Wayne County**  
**SGID RD\_ID RD280308**



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5130 State Office Building  
Salt Lake City, Utah 84114  
March 19, 2008





### **Attachment 3**

#### **Beginning & Ending Points and Township, Range, and Section References For:**

**Popular Name: ROAD to DON EDWARDS**

**County: Wayne**

**County Road Number: 25A**

**State Geographic Information Database (SGID) Road Identification Number: RD280308.**

**Total Road Length: 0.26 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 21 minutes 03.49 seconds North Latitude and -111 degrees 34 minutes 43.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,617,868.1 feet and Y = 10,455,814.4 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 21 minutes 12.03 seconds North Latitude and -111 degrees 34 minutes 03.3 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,618,884.8 feet and Y = 10,456,678.2 feet based on the US Survey Foot conversion.

This road may traverse:

Township 28 South Range 3 East, Section(s) 27, Salt Lake Base & Meridian  
See Attachment 1 above for a cartographic depiction of the course of this road.



**Attachment 4**  
**Road Centerline Description Cover Page(s)**

**Popular Name: ROAD to DON EDWARDS**

**County: Wayne**

**County Road Number: 25A**

**State Geographic Information Database (SGID) Road Identification Number: RD280308.**

**Total Road Length: 0.26 miles more or less.**

**Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).**

<b>Road-Segments Listed by SGID Road Identification Number (RD_ID)</b>	<b>Road-Segment Numbers</b>	<b>Believed Ownership Of Servient Estate</b>	<b>Approximate Segment Length</b>	<b>See Attached Appendix</b>
<b>RD280308</b>	<b>001</b>	<b>BLM</b>	<b>0.26 Miles</b>	<b>A</b>
		<b>Total Road Length</b>	<b>0.26</b>	<b>_____</b>

\* Indicates that a Title V permit will be requested, is in process, or has been issued.

† Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.



## **Attachment 5**



**AFFIDAVIT OF PHILIP A. TAYLOR**

**ROAD TO DON EDWARDS**

**WAYNE COUNTY, UTAH**

**ROAD NUMBER 25A**

State of Utah                     )  
  : ss.  
County of Wayne                 )

PHILIP A. TAYLOR, being first duly sworn, deposes and states as follows:

1.       I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for almost 70 years. I was employed by the Utah USDA APHIS Wildlife Services Program as a predatory animal hunter.

2.       I have traveled and am familiar with a road in Wayne County known as Road to Don Edwards. I am also familiar with the land the road traverses. When I first used and observed the road in the mid 1940s, it followed the same route as in 2007 when I last observed it. Attached is a Wayne County map showing Road to Don Edwards. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.       I am informed that the County also identifies this road according to the road number listed above.

4.       I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the mid 1940s and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.



5. Throughout the time period from the mid 1940s to 2007, I have used the road myself for predatory animal control.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: residential access, farming and livestock operations.

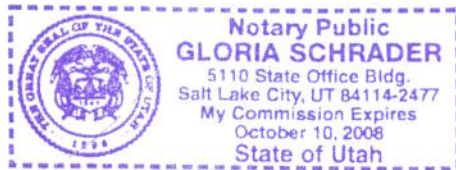
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed the graded surface of the road.

DATED this 18 day of April, 2007.

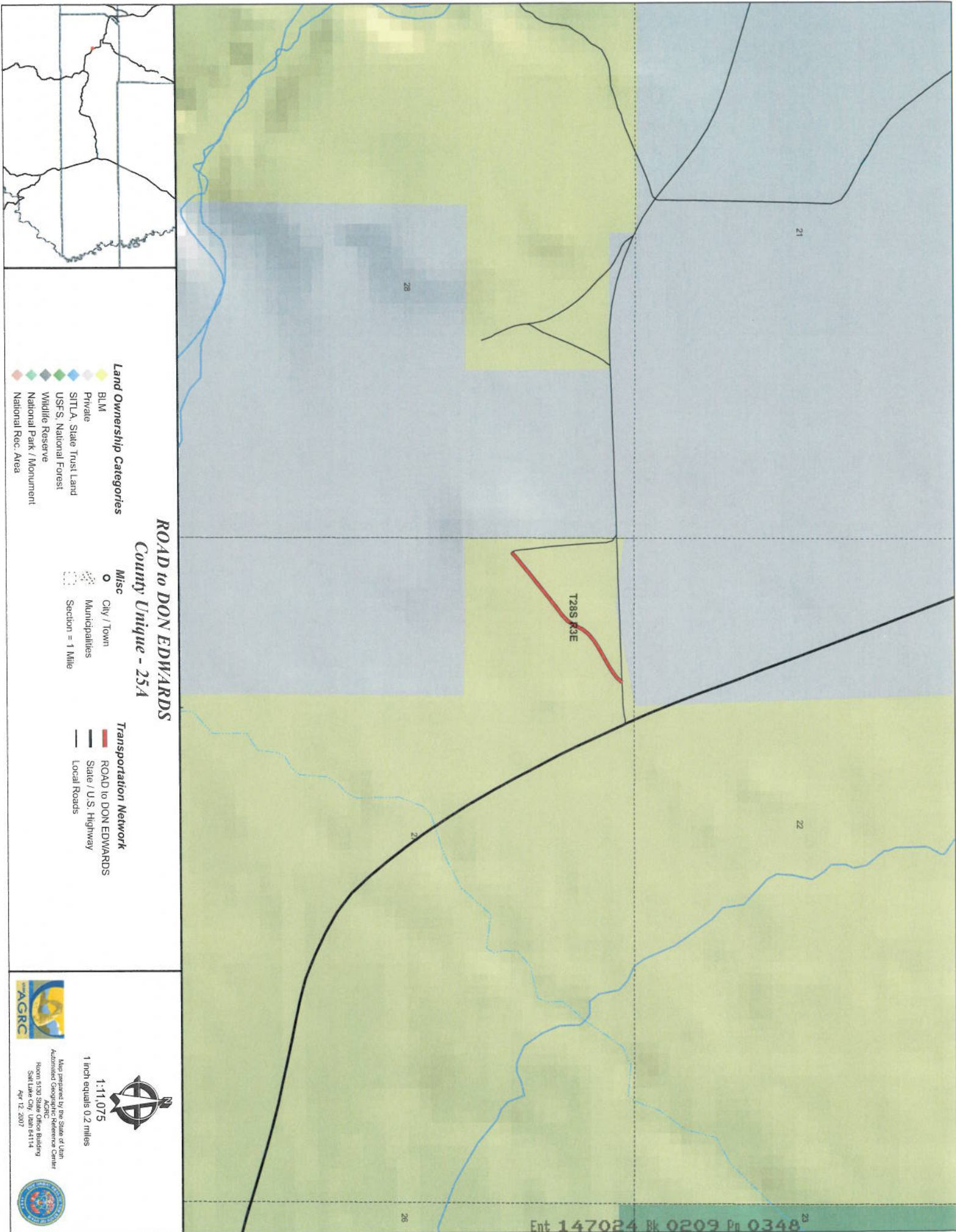
  
PHILIP A. TAYLOR

SUBSCRIBED AND SWORN to before me this 18th day of April, 2007.



  
NOTARY PUBLIC





# ROAD to DON EDWARDS

## County Unique - 25A

### Land Ownership Categories

- BLM
- Private
- SITLA, State Trust Land
- USFS, National Forest
- Wildlife Reserve
- National Park / Monument
- National Rec. Area

### Transportation Network

- ROAD to DON EDWARDS
- State / U.S. Highway
- Local Roads



1:11,075

1 inch equals 0.2 miles



Map prepared by the State of Utah  
Automated Geographic Reference Center  
Room 5123, Capitol Office Building  
Salt Lake City, Utah 84114  
Apr 12, 2007





**AFFIDAVIT OF DENZEL TAYLOR**

**ROAD TO DON EDWARDS**

**WAYNE COUNTY, UTAH**

**ROAD NUMBER 25a**

State of Utah                     )  
  : ss.  
County of Wayne                )

DENZEL TAYLOR, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Wayne County, Utah. I have lived in Wayne County for most of the past 87 years. I was employed by the Wayne County Road Department for approximately 20 years, from the early 1960s to the early 1980s.

2. I have traveled and am familiar with a road in Wayne County known as Road to Don Edwards. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1930s, it followed the same route as in 2005 when I last observed it. Attached is a Wayne County map showing Road to Don Edwards. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1930s and continuing through 1976 to 2005. Throughout this time period I have observed travel on the road by various means, including trucks, cars, recreational vehicles, and pickup trucks. Throughout this time period, the road has been used daily for more than ten continuous years prior to 1976, and is presently used daily.



5. Throughout the time period from the early 1930s to 2005, I have used the road myself for the following uses: livestock operations, recreation, sight seeing and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus the following uses: residential access and farming.

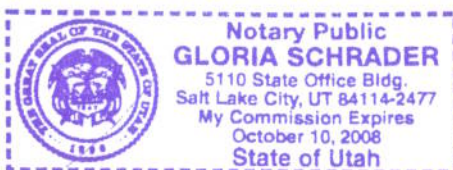
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1930s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I personally observed the graded surface of the road.

DATED this 18 day of April, 2007.

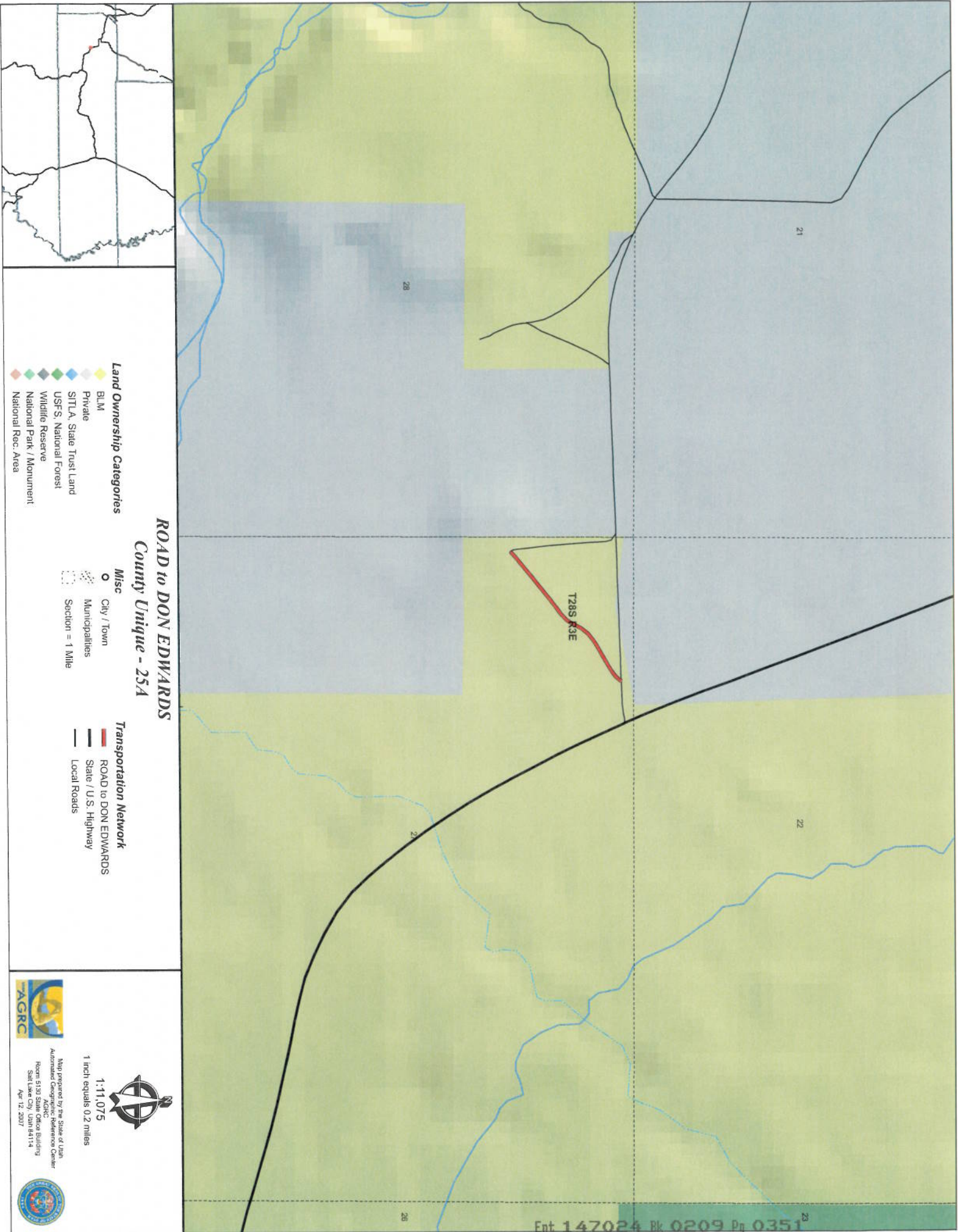
  
DENZEL TAYLOR

SUBSCRIBED AND SWORN to before me this 18<sup>th</sup> day of April, 2007.



  
NOTARY PUBLIC







## Appendix A to Attachment 4

**Popular Name: ROAD to DON EDWARDS**

**County: Wayne**

**County Road Number: 25A**

**State Geographic Information Database (SGID) Road Identification Number: RD280308.**

**Road-Segment Number: 001**

**Road-Segment Length: 0.26 miles more or less.**

**Believed owner of the land underlying this road-segment is: Bureau of Land Management.**

*The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).*

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 28 South Range 3 East, Section(s) 27, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (ROAD to DON EDWARDS)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

**Beginning at a point** on the road center line located at 38 degrees 21 minutes 03.49 seconds North Latitude and -111 degrees 34 minutes 43.05 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,617,868.1 feet and Y = 10,455,814.4 feet; thence the following courses along the said road center line:

thence North 89 Degrees 41 Minutes 20 Seconds East	1.9 feet
thence North 48 Degrees 49 Minutes 29 Seconds East	46.2 feet
thence North 50 Degrees 58 Minutes 47 Seconds East	59.3 feet
thence North 50 Degrees 14 Minutes 31 Seconds East	67.2 feet
thence North 49 Degrees 07 Minutes 02 Seconds East	69.1 feet
thence North 51 Degrees 27 Minutes 19 Seconds East	68.9 feet
thence North 52 Degrees 01 Minutes 39 Seconds East	61.8 feet
thence North 50 Degrees 55 Minutes 38 Seconds East	57.7 feet
thence North 52 Degrees 17 Minutes 01 Seconds East	42.1 feet
thence North 46 Degrees 58 Minutes 47 Seconds East	5.8 feet
thence North 54 Degrees 15 Minutes 20 Seconds East	20.9 feet



thence North 52 Degrees 41 Minutes 37 Seconds East 60 feet  
thence North 52 Degrees 25 Minutes 04 Seconds East 65.6 feet  
thence North 45 Degrees 29 Minutes 45 Seconds East 65.9 feet  
thence North 32 Degrees 35 Minutes 39 Seconds East 66.5 feet  
thence North 27 Degrees 49 Minutes 50 Seconds East 64 feet  
thence North 37 Degrees 05 Minutes 40 Seconds East 63.2 feet  
thence North 51 Degrees 12 Minutes 53 Seconds East 63.3 feet  
thence North 58 Degrees 00 Minutes 10 Seconds East 62.5 feet  
thence North 59 Degrees 58 Minutes 50 Seconds East 64.2 feet  
thence North 60 Degrees 43 Minutes 17 Seconds East 63 feet  
thence North 58 Degrees 40 Minutes 19 Seconds East 60.5 feet  
thence North 57 Degrees 29 Minutes 36 Seconds East 52.4 feet  
thence North 51 Degrees 57 Minutes 50 Seconds East 44 feet  
thence North 40 Degrees 10 Minutes 30 Seconds East 53.1 feet more or less to **the ending**

**point at:** 38 degrees 21 minutes 12.03 seconds North Latitude and -111 degrees 34 minutes 030.3 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,618,884.8 feet and Y = 10,456,678.2 feet.